

GRTSTF.036A



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ramon A. Caamaño
Appl. No. : 10/801,163
Filed : March 8, 2004
For : GENERATOR FOR POWERING
A REEL FROM A FLUID FLOW
Examiner : Unknown
Group Art Unit : 3748

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

November 9, 2004

(Date)


Sanjivpal S. Gill, Reg. No. 42,578

PETITION TO CORRECT FILING DATE UNDER 37 C.F.R. § 1.181

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant respectfully petitions to correct the filing date of the above-captioned application.

Statement of Facts

The attorneys for the assignee of this application, Great Stuff, Inc., mailed the above-captioned patent application by Express Mail on March 5, 2004. The Express Mail No. for the application package was EV 319028732 US. The Official Filing Receipt shows a filing date of March 8, 2004.

On August 6, 2004, the attorneys filed a Request for Corrected Filing Receipt. On September 13, 2004, the Office mailed a Response to Request for Corrected Filing Receipt, in which the Office indicated that a petition to accord a filing date should be submitted. The present petition is being submitted accordingly.

Enclosed herewith are copies of:

Appl. No. : **10/801,163**
Filed : **March 8, 2004**

1. Applicant's Express Mail receipt for the application, showing Express Mail No. EV 319028732 US. This copy is of the receipt prior to processing by the post office. Applicant is not in possession of the processed receipt.
2. The Express Mail certificate of mailing for the application, again showing Express Mail No. EV 319028732 US, and dated March 5, 2004.
3. A confirmation sheet printed from the United States Postal Service website. This sheet shows that the package corresponding to Express Mail No. EV 319028732 US was accepted by the Postal Service on March 5, 2004 and delivered to the Patent Office on March 8, 2004.
4. The Official Filing Receipt, showing a filing date of March 8, 2004.
5. Applicant's Request for Corrected Filing Receipt, filed August 6, 2004.
6. The Office's Response to Request for Corrected Filing Receipt, mailed September 13, 2004.
7. Declaration of Carol Ann Macarty, the attorneys' U.S. docketing agent.
8. Ms. Macarty's log sheet for March 5, 2004.

Points to Be Reviewed

Under 37 C.F.R. § 1.10(a)(1), any correspondence received by the U.S. Patent and Trademark Office (USPTO) that was delivered by the "Express Mail Post Office to Addressee" service of the United States Postal Service (USPS) will be considered filed with the USPTO on the date of deposit with the USPS. "The date of deposit with USPS is shown by the 'date in' on the 'Express Mail' label *or other official USPS notation.*" 37 C.F.R. § 1.10(a)(2) (emphasis added).

In this case, the enclosed confirmation sheet from the USPS website clearly shows that the application, which was filed under Express Mail No. EV 319028732 US, was deposited with the USPS on March 5, 2004. Applicant respectfully submits that the confirmation sheet from the USPS website is "other official USPS notation" within the meaning of 37 C.F.R. § 1.10(a)(2).

Appl. No. : 10/801,163
Filed : March 8, 2004

Action Requested

Applicant respectfully requests that the Official Filing Receipt be corrected to reflect the true filing date of March 5, 2004.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 11/9/04

By: Sanjivpal S. Gill
Sanjivpal S. Gill
Registration No. 42,578
Attorney of Record
Customer No. 20,995
(415) 954-4114

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100704



EV 31902 32 US

Mailing Label
Label 1-F June 2002

UNITED STATES POSTAL SERVICE®

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Date In Mo. Day Year	<input type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM		Postage \$	Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature	
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Sonny S. Gill
415-217-8399
sgill@kmob.com**MAIL STOP PATENT APPLICATION**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Attorney Docket No. : GRTSTF.036A

Applicant(s) : Ramon A. Caamano

For : GENERATOR FOR POWERING A REEL
FROM A FLUID FLOW

Attorney : Sanjivpal S. Gill

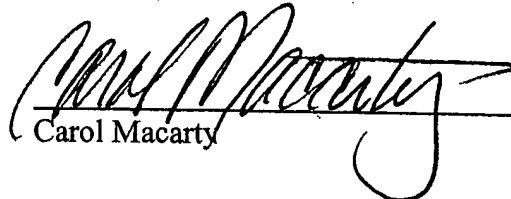
"Express Mail"
Mailing Label No. : EV 319028732 US

Date of Deposit : March 5, 2004

I hereby certify that the accompanying

Transmittal letter; specification in 17 pages; 4 sheets of drawings; **SIGNED**
Declaration and Power of Attorney in 1 page; Recordation Form Cover Sheet and
Assignment in 2 pages; Power of Attorney by Assignee and copy of Assignment
in 3 pages; Check for Filing Fees; Return Prepaid Postcard

are being deposited with the United States Postal Service "Express Mail Post Office to
Addressee" service under 37 CFR 1.10 on the date indicated above and are addressed to the
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Carol MacartyW:\DOCS\DKJ\DKJ-3356.DOC
030504



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Track & Confirm

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You entered EV31 9028 732U S

Your item was delivered at 11:14 am on March 08, 2004 in ARLINGTON, VA 22202 to US PATENT 2900. The item was signed for by D BARFIELD.

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- NOTICE LEFT, March 07, 2004, 9:16 am, ARLINGTON, VA 22202
- ARRIVAL AT UNIT, March 07, 2004, 9:06 am, ARLINGTON, VA 22210
- ENROUTE, March 06, 2004, 4:51 pm, DULLES, VA 20102
- ENROUTE, March 05, 2004, 7:20 pm, SAN FRANCISCO, CA 94125
- ACCEPTANCE, March 05, 2004, 4:46 pm, SAN FRANCISCO, CA 94111

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GRISTF. 036A
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/801,163	03/08/2004	3748	568	GRTSTF.036A	4	26	6

CONFIRMATION NO. 1042

20995
KNOBBE MARTENS OLSON & BEAR LLP
2040 MAIN STREET
FOURTEENTH FLOOR
IRVINE, CA 92614

FILING RECEIPT



OC000000012829907

Date Mailed: 06/01/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Ramon A. Caamano, San Carlos, CA;

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted: 05/31/2004

Projected Publication Date: 09/08/2005

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Generator for powering a reel from a fluid flow

Preliminary Class

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COPY

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Ramon A. Caamano)	Group Art Unit 3748
)	
Appl. No.	:	10/801,163)	
)	
Filed	:	March 5, 2004)	
)	
For	:	GENERATOR FOR)	
		POWERING A REEL FROM A)	
		FLUID FLOW)	
)	
Examiner	:	Unknown		

Declaration of Carol Ann Macarty

United States Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

Dear Sir:

I, Carol Macarty, U.S. Docketing Agent for Knobbe, Martens, Olson & Bear, LLP (the "Firm"), which is patent counsel for Great Stuff, Inc., the assignee of the present application, hereby declare under oath the following:

On March 5, 2004 I signed the Express Mail stamp and walked the package to the Post Office. The Firm's standard procedure for processing outgoing filings is to write the client code on the Docketing Log Sheet. I have enclosed a copy of the Log Sheet showing the filing date of March 5, 2004.

I have also enclosed copies of the filing showing the date of March 5, 2004.

I hereby declare that all statements made herein of my own knowledge are true, and all statements made on information and belief herein are believed to be true and are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such

willful false statement may jeopardize the validity of this application or any granting of the application resulting therefrom.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: November 9, 2004

By: Carol Ann Macarty
Carol Ann Macarty
One Sansome Street
Suite 3500
San Francisco, CA 94104

NOV 12 2004

NOV 12 2004
*PATENT & TRADEMARK OFFICE
JC189 325



STF.036A

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	: Ramon A. Caamano	Group Art Unit 3748
Appl. No.	: 10/801,163	
Filed	: March 5, 2004	
For	: GENERATOR FOR POWERING A REEL FROM A FLUID FLOW	
Examiner	: Unknown	

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
P.O. Box 1450
Office of Initial Patent Examination
Customer Service Center
Alexandria, VA 22313-1450

Dear Sir:

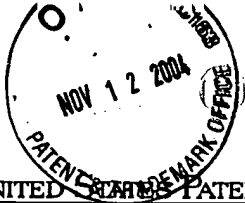
Applicants hereby request that the Official Filing Receipt, a copy of which is enclosed, be corrected to reflect the true filing date of March 5, 2004. Presently, the Filing Receipt incorrectly shows the filing date as March 8, 2004. Attached is a copy of the Express Mail Receipt identifying Express Mail package no. EV 319028732 US. Also attached is a copy of the Express Mail Certificate of Mailing mailed with the patent application and signed by Carol Macarty on March 5, 2004 and a confirmation sheet from the United States Postal Service website, both identifying Express Mail package no. EV 319028732 as being mailed on March 5, 2004.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 8/6/04

By: Sanjivpal S. Gill
Sanjivpal S. Gill
Registration No. 42,578
Attorney of Record
Customer No. 20,995
(415) 954-4114



GRTSTF. 036A^{mk}
ASA/JXV/SSG

Page 1 of 2

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371(c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/801,163	03/08/2004	Ramon A. Caamano	GRTSTF.036A

20995
KNOBBE MARTENS OLSON & BEAR LLP
2040 MAIN STREET
FOURTEENTH FLOOR
IRVINE, CA 92614

CONFIRMATION NO. 1042



OC000000013777770

Date Mailed: 09/13/2004

RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

Application Filing Date

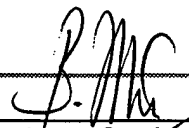
In response to your request for a corrected Filing Receipt, the Office cannot comply with your request because:

- ☒ If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, a petition to accord a filing date should be submitted along with a copy of the Express Mail label showing the "date in" and be directed to the Office of Petitions.
- ☐ A copy of the Express Mail label was not enclosed with your request. Petitions under 37 CFR 1.10 require a copy of the Express Mail Label to be submitted.
- ☐ The "date in" on the Express Mail label is the date given on the Filing Receipt.
- ☐ The filing date accorded to the application is the date the application met the filing date requirements of 37 CFR 1.53(b) or (c).
- ☐ Applications submitted with a certificate of mailing under 37 CFR 1.8 are accorded a filing date as of the date the application is received in the U.S. Patent and Trademark Office. A request to review the filing date accorded to the application must be in the form of a petition.
- ☐ The filing date on your return postcard is the same as the date on your Filing Receipt. A request to review the filing date accorded to the application must be in the form of a petition.

A petition under 37 CFR 1.10, 37 CFR 1.53 or 37 CFR 1.182 is needed to request a change to the filing date. A \$130 petition fee is required for a petition under 1.53 or 1.182. If you choose to file a petition, the petition and the \$130 petition fee, if any, to:

Box DAC

Washington, DC 20231



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



JFEW

PATENT

Case Docket No. GRTSTF.036A

Date: November 9, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Ramon A. Caamano
Appl. No. : 10/801,163
Filed : March 8, 2004
For : GENERATOR FOR
POWERING A REEL FROM A
FLUID FLOW
Examiner : Unknown
Group Art Unit : 3748

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

November 9, 2004

(Date)

Sanjivpal S. Gill, Reg. No. 42,578

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) Petition to Correct Filing Date Under 37 C.F.R. § 1.181
- (X) Copy of Applicant's Express Mail receipt.
- (X) Express Mail certificate of mailing.
- (X) Confirmation sheet printed from the United States Postal Service website.
- (X) Declaration of Carol Ann Macarty.
- (X) Official Filing Receipt.
- (X) Applicant's Request for Corrected Filing Receipt.
- (X) The Office's Response to Request for Corrected Filing Receipt.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.

PATENT

Case Docket No. GRTSTF.036A

Date: November 9, 2004

(X) Return prepaid postcard.



Sanjivpal S. Gill

Registration No. 42,578

Attorney of Record

Customer No. 20,995

(415) 954-4114

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